

FAX TRANSMISSION**RECEIVED
CENTRAL FAX CENTER
FEB 22 2006****DATE:** February 22, 2006**PTO IDENTIFIER:** Application Number 10/729,046 – Conf. No. 9312**Inventor:** Alexander M. Harmon et al.**MESSAGE TO:** US Patent and Trademark Office, Mail Stop After Final**FAX NUMBER:** (571) 273-8300**FROM:** NUTTER MCCLENNEN & FISH LLP

Charlton Shen

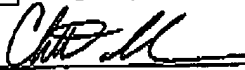

PHONE: (617) 439-2000**Attorney Dkt. #:** 22956-235**PAGES (including Cover Sheet):** 11**CONTENTS:**Amendment Transmittal (1 page)
Response to Final Office Action Under 37 C.F.R. 1.116 (9 pages)

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1506416.1

AMENDMENT TRANSMITTAL LETTER			Docket No. 22956-235				
Application No. 10/729,046		Filing Date December 5,2003		Examiner Alvin J. Stewart		Art Unit 3738	
Applicant(s): Alexander M. Harmon et al.						RECEIVED CENTRAL FAX CENTER FEB 22 2006	
Invention: VIABLE TISSUE REPAIR IMPLANTS AND METHODS OF USE							
TO THE COMMISSIONER FOR PATENTS							
X Transmitted herewith is a Response to Final Office Action Under 37 C.F.R. 1.116							
X The fee has been calculated and is transmitted as shown below.							
CLAIMS AS AMENDED							
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate			
Total Claims	17	- 27	0	x	50.00	0.00	
Independent Claims	2	- 2	0	x	200.00	0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>							
Other fee:						0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:						\$0.00	
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity							
<input type="checkbox"/> No additional fee is required for this amendment.							
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed.							
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.							
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.							
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>141449</u> as described below. A duplicate copy of this sheet is enclosed.							
<input type="checkbox"/> Credit any overpayment.							
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.							
 Charlton Shen Attorney Reg. No.: 54,442				Dated: <u>February 22, 2006</u>			
NUTTER MCCLENNEN & FISH LLP World Trade Center West 155 Seaport Boulevard Boston, Massachusetts 02210-2604 (617) 439-2000							
Amendment Transmittal							
I hereby certify that this correspondence is being sent via facsimile to (571) 273-8300 addressed to: Mail Stop After Final, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.							
Dated: February 22, 2006				Signature:  (Charlton Shen)			

1506418.1

**RECEIVED
CENTRAL FAX CENTER**

FEB 22 2006

Docket No.: 22956-235
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Alexander M. Harmon et al.

Application No.: 10/729,046

Filed: December 5, 2003

For: **VIABLE TISSUE REPAIR IMPLANTS AND
METHODS OF USE**

Confirmation No.: 9312

Art Unit: 3738

Examiner: Alvin J. Stewart

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Dated: February 22, 2005

Signature: 
(Charlton Shen)

RESPONSE TO FINAL OFFICE ACTION UNDER 37 CFR 1.116

Mail Stop After Final
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Office Action dated December 19, 2005, please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.